

Michael J. Sapienza,)	
)	
Plaintiff,)	C.A. No. 0:09-3153-HMH-PJG
)	
vs.)	OPINION & ORDER
)	
Michael Astrue, Commissioner of)	
Social Security,)	
)	
Defendant.)	

The court has considered the reply and finds that the Commissioner's decision was substantially justified because reasonable minds could differ as to the appropriate outcome in this action for the reasons set forth in its November 8, 2010 order.

s/Henry M. Herlong, Jr.
Senior United States District Judge

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